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December 2, 2003

BY ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

Re: WT Docket No. 02-55
Ex Parte Presentation

Dear Ms. Dortch:

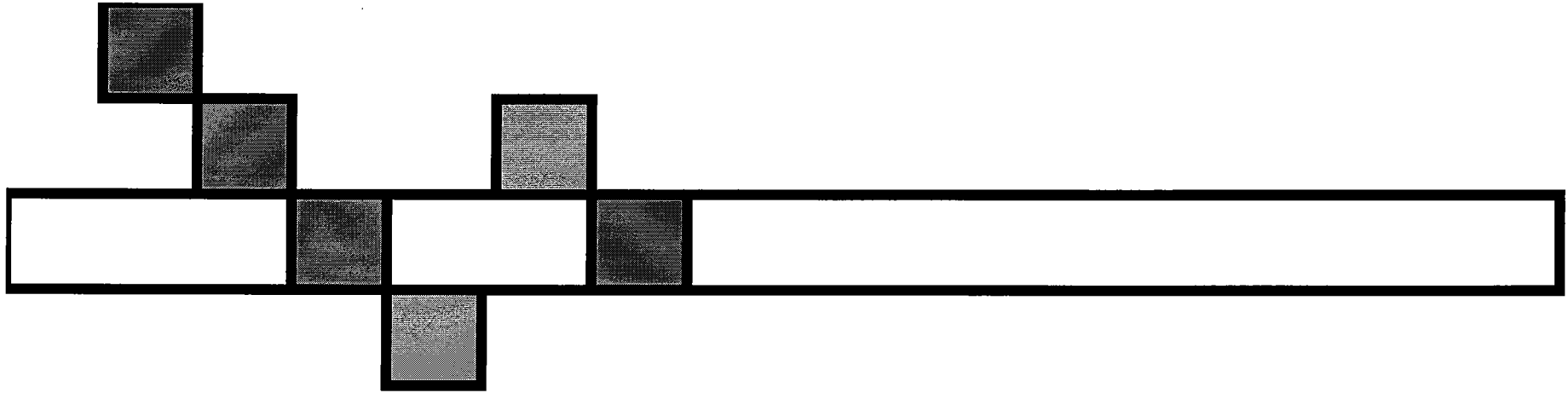
On Monday, December 1, 2003, Lawrence Krevor, Vice President – Government Affairs, Nextel Communications, Inc. (“Nextel”), Dr. Kostas Liopiros, Founder and Principal of the Sun Fire Group, and I met with Barry Ohlson, Legal Advisor for Spectrum and International Issues, Office of Commissioner Adelstein, regarding the Commission’s above-captioned rulemaking on public safety communications in the 800 MHz band. During this meeting, we discussed the study authored by Dr. Liopiros entitled “The Consensus Plan: Promoting the Public Interest – A Valuation Study,” filed with the Commission on Thursday, November 20, 2003. In his study, Dr. Liopiros shows that the demonstrated public interest benefits of the Consensus Plan – including improved public safety communications and elimination of the 800 MHz interference that jeopardizes the lives, safety, and effectiveness of our nation’s first responders – are substantial and recurring. Dr. Liopiros’ study further demonstrates that the spectrum swaps proposed by the Consensus Plan are equitable, and will in no way give any licensee a “windfall” benefit. Attached to this letter is a copy of a slide presentation provided to Mr. Ohlson that presents the key points and findings of Dr. Liopiros’ study.

Pursuant to section 1.1206(b)(2) of the Commission’s rules, 47 C.F.R. § 1.1206(b)(2), this *ex parte* notification and the attachment are being filed electronically for inclusion in the public record of the above-referenced proceeding.

Sincerely,

/s/ Regina M. Keeney
Regina M. Keeney


cc: Barry Ohlson



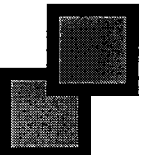
The Consensus Plan: Promoting the Public Interest A Valuation Study



Dr. Kostas Liopiros
Sun Fire Group LLC
Alexandria VA 22304
Prepared for Nextel Communications, Inc
December 2003

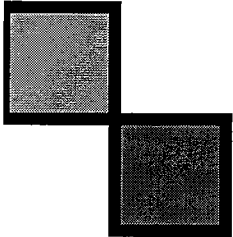
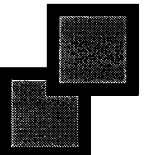


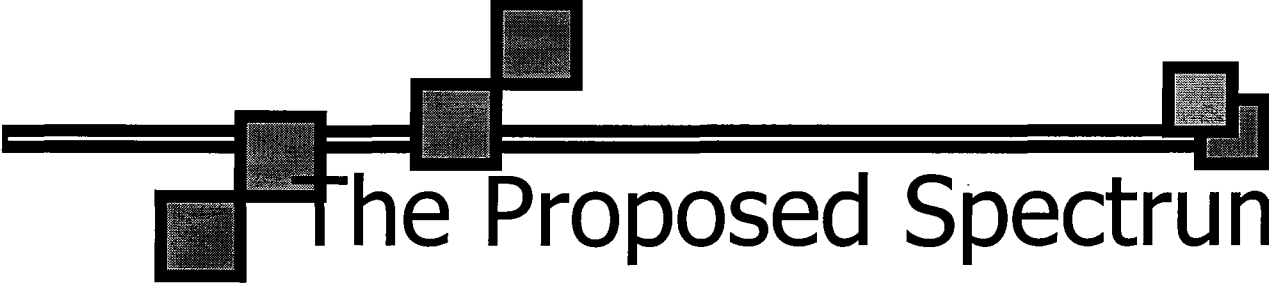
The FCC Should Focus on the Consensus Plan's Substantial Public Benefits

- Remedying Interference to Public Safety
 - Ensuring Sufficient Spectrum for Public Safety Communications
 - Americans Demand an Effective Government Response to Public Safety Communications Problems
- 

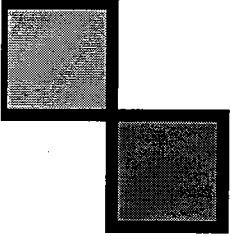


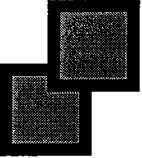
The Consensus Plan Provides Very Substantial Public Benefits

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- Saving Lives
 - Reducing Economic Loss Due to Terrorism, Crime and Other Disasters
 - By Contrast, Case-by-Case Mitigation Would Impose Ongoing Burdens on Public Safety Systems
- 



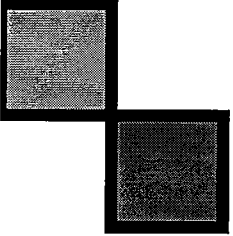
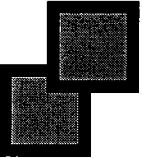
The Proposed Spectrum Exchange Involves Spectrum of Comparable Value and Will Not Give Nextel a Windfall



- A “kHz for kHz” Comparison
 - Comparison Based on Acquisition Costs and PCS A and B Block Auction Prices
 - Comparison Based on Recent Private Transactions
- 



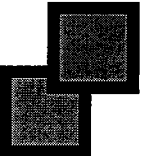
“kHz for kHz” Comparison

- 
- A Net Loss of Spectrum
 - 10.5 MHz of Spectrum in Exchange for 10 MHz
 - A Financial Contribution Over \$1 Billion to Implement the Consensus Plan
- 



Comparison Based on Acquisition Costs and PCS A and B Block Auction Prices

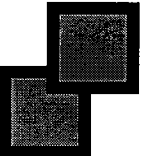


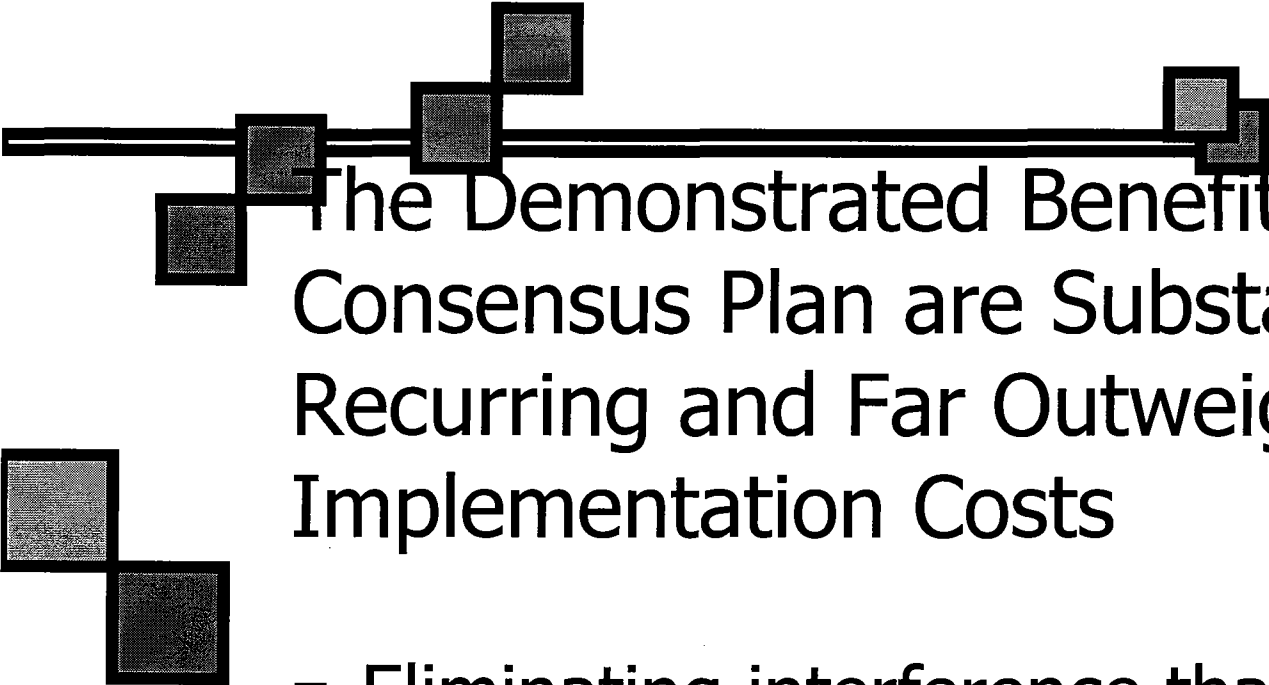
- Using acquisition costs and auction prices, the value of the 10.5 MHz Nextel would surrender is *higher* than the value of the 10 MHz of replacement spectrum it would receive
 - Nextel paid approximately \$2 Billion in FCC auctions and private transactions for the 10.5 MHz it would surrender
- 



Comparison Based on Recent Private Transactions



- Using recent private transaction prices, Nextel's Spectrum and Financial Contributions under the Consensus Plan *exceed* the value of the 1.9 GHz replacement spectrum
- 



The Demonstrated Benefits of the Consensus Plan are Substantial, Recurring and Far Outweigh One-time Implementation Costs

- Eliminating interference that jeopardizes the lives, safety and effectiveness of the nation's first responders
 - Improving Public Safety communications
 - Spectrum swaps proposed by the Consensus Plan are comparable in value and give no licensee a "windfall"
- 